

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
AT WINCHESTER

BIANCA CLAYBORNE, et al, )  
)  
Plaintiff, )  
)  
VS. )  
)  
RUBEN BASALDUA, et al, )  
)  
Defendant. )  
X

---

Case No. 4:24-cv-00012  
JUDGE CLIFTON L. CORKER  
JURY DEMANDED

---

TRANSCRIPT OF TELEPHONE RECORDING

CCDEFENDANTS000211

---

*Prepared by:*  
*Carole K. Briggs, LCR #345*  
*Briggs & Associates*  
*222 Second Avenue, North, Suite 340M*  
*Nashville, Tennessee 37201*  
*Briggscourtreporting@hotmail.com*

1 (The following conversation held on the  
2 Telephone and the recording transcribe as  
3 follows.)

4 MS. AMANDA: Judge's office, this is Amanda.

5 MR. WATKINS: Hey, Amanda. It's Frank. Is  
6 Craig in?

7 MS. AMANDA: Hey. He is in a meeting or  
8 going into a meeting. Is it something that can wait, or  
9 do I need to get him?

10 MR. WATKINS: No, I actually need him pretty  
11 quick. This is kind of an emergency. If you could just  
12 tell him --

13 MS. AMANDA: Sure. Yeah, hang --

14 MR. WATKINS: -- I just need two -- two  
15 seconds.

16 MS. AMANDA: Sure. One second.

17 MR. WATKINS: Thank you.

18 MS. AMANDA: Uh-huh.

19 (Call placed on hold.)

20 UNIDENTIFIED SPEAKER: (Inaudible.)

21 MR. WATKINS: Well, no, I just want -- he  
22 knows. He's in private practice, too. So (inaudible),  
23 so I know he would. Most of the rest of them have never  
24 been in private practice except Vonder. Vonder was in  
25 private practice.

1 UNIDENTIFIED SPEAKER: Was he?

2 MR. WATKINS: Yeah. He was an outstanding  
3 lawyer. He went to the D.A.'s office and (inaudible).

4 UNIDENTIFIED SPEAKER 2: Hey.

5 MR. WATKINS: (Inaudible.)

6 UNIDENTIFIED SPEAKER 2: Well, DCS has got  
7 the authority to ex parte (inaudible). I just got off  
8 the phone with them. They're going to go ahead and  
9 draft an order, and they -- they can do what they want  
10 to for 72 hours on their own. So go ahead and let DCS  
11 have them, and I'm going to be --

12 MR. WATKINS: Well, the problem is momma is  
13 not going to give them up without a fight. If we get in  
14 the middle of this, there's going to be a damn lawsuit  
15 for sure, and we ain't got no -- I mean --

16 UNIDENTIFIED SPEAKER 2: Arrest her for  
17 disorderly conduct.

18 MR. WATKINS: I mean, DCS is the one that's  
19 going to have to take the kids.

20 UNIDENTIFIED SPEAKER 2: You won't get in a  
21 lawsuit -- you won't get in a lawsuit because you've got  
22 -- I've got judicial immunity (inaudible).

23 MR. WATKINS: Verbal order good enough,  
24 Judge? It's Frank.

25 JUDGE PERRY: Do what?

1 MR. WATKINS: Verbal order good enough?

2 JUDGE PERRY: Absolutely.

3 MR. WATKINS: Thank you.

4 JUDGE PERRY: You know I won't --

5 MR. WATKINS: I know. That's all I need,  
6 Brady. Thank you.

7 JUDGE PERRY: Yeah, and I did tell them to go  
8 ahead and draft an order and get it to me, so hopefully  
9 I'll have it --

10 UNIDENTIFIED SPEAKER: You've got it right  
11 there.

12 JUDGE PERRY: Yes, I -- I was told they  
13 ordered it in the ex parte.

14 MR. WATKINS: I mean, it's just a little bit  
15 of damn weed. It's not -- apparently she was  
16 breastfeeding while smoking weed.

17 JUDGE PERRY: Yeah.

18 MR. WATKINS: And that's why they're taking  
19 the kids.

20 JUDGE PERRY: Yeah, yeah.

21 MR. WATKINS: It seems like a Georgia problem  
22 to me. I'd just let (inaudible).

23 JUDGE PERRY: Well, they've got a grandma in  
24 Memphis.

25 MR. WATKINS: Okay. All right. We'll take

1 care of it.

2 JUDGE PERRY: All right. Sounds good.

3 MR. WATKINS: See-ya, Greg. Thanks.

4 JUDGE PERRY: See-ya.

5 MR. WATKINS: You've got a verbal order is  
6 good enough. That gets them -- hey, just go out there  
7 and tell them, say, I've got a -- I've got the verbal  
8 authorization from the judge.

9 UNIDENTIFIED SPEAKER: Yeah, I'll just  
10 record.

11 MR. WATKINS: Yeah, it's recording. I'll  
12 tell Craig that we've done got our answer.

13 (Original call resumed.)

14 JUDGE JOHNSON: Hey.

15 MR. WATKINS: I apologize. In the midst of  
16 being on hold, James -- I didn't know James had called  
17 Greg Perry and asked. It was involving the DCS taking  
18 custody of a kid, which I know they have the authority  
19 to do, but we don't, typically, without the order. We  
20 just stand by and keep peace. So I wanted to make sure  
21 that there was no -- there hadn't been any change of the  
22 law that allows us to intervene.

23 JUDGE JOHNSON: No, that wouldn't -- yeah,  
24 that wouldn't -- as far as I know, there's been no  
25 change to the law, that that would be DCS takes custody

1 of them. Obviously, if they get committed, y'all can  
2 play a role in that, but --

3 MR. WATKINS: Sure, but DCS was taking  
4 custody of some kids involved in a THP arrest, and momma  
5 said, no, you're not, and while she hadn't got physical,  
6 then DCS said -- looked at us and said, I need you to  
7 take custody of the kids. And we said, you got an  
8 order? And they were like, no, but we can. That's you.  
9 Not us. We have to have an order.

10 JUDGE JOHNSON: Yeah.

11 MR. WATKINS: And so -- but anyway.

12 JUDGE JOHNSON: Now, y'all can take custody  
13 of momma if she's committed a crime.

14 MR. WATKINS: Yeah, she starts acting a fool,  
15 then yeah, we can charge her with disorderly, or  
16 whatever, or assault, or whatever.

17 JUDGE JOHNSON: Right.

18 MR. WATKINS: But, yeah, so I was making sure  
19 there wasn't any -- and I know you being in private  
20 practice, you would have dealt with it on both sides, so  
21 that's why I wanted to speak with you.

22 JUDGE JOHNSON: Yeah. Did Greg say anything  
23 different?

24 MR. WATKINS: No, no, he's -- he gave us a  
25 verbal order to take them into custody.

1 JUDGE JOHNSON: Oh, okay. Well, that cured  
2 it, then.

3 MR. WATKINS: Yeah, that kind of cured it,  
4 so, yeah.

5 JUDGE JOHNSON: All right.

6 MR. WATKINS: All right. Thank you, thank  
7 you.

8 JUDGE JOHNSON: All right.

9 MR. WATKINS: All right. Thanks, Craig.  
10 Thank you. Bye.

11 (End of recording.)  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

CERTIFICATE

I, CAROLE K. BRIGGS, do hereby certify that the foregoing, Pages 1 to and including 7, is a true and correct transcription, to the best of my ability, of an audio recording.

I do further certify that I am neither of kin, counsel nor interest to any party hereto.

IN WITNESS WHEREOF, I have hereunto affixed my hand this 30th day of October 2024.

---

CAROLE K. BRIGGS  
SHORTHAND REPORTER  
TENNESSEE LICENSE NO. 345  
Briggs & Associates  
222 Second Avenue, North  
Suite 340M  
Nashville, Tennessee 37201  
615/482-0037



<p><b>1</b></p> <p>1 - 8:6</p> <p><b>2</b></p> <p>2 [4] 3:4, 3:6, 3:16, 3:20 2024 - 8:12 222 [2] 1:24, 8:19</p> <p><b>3</b></p> <p>30th - 8:12 340M [2] 1:24, 8:20 345 [2] 1:23, 8:18 37201 [2] 1:24, 8:20</p> <p><b>4</b></p> <p>4:24-cv-00012 - 1:4</p> <p><b>6</b></p> <p>615/482-0037 - 8:21</p> <p><b>7</b></p> <p>7 - 8:6 72 - 3:10</p> <p><b>A</b></p> <p>ability - 8:7 Absolutely - 4:2 acting - 6:14 affixed - 8:11 ahead [3] 3:8, 3:10, 4:8 ain't - 3:15 al [2] 1:3, 1:6 allows - 5:22 Amanda [7] 2:4, 2:4, 2:5, 2:7, 2:13, 2:16, 2:18 anyway - 6:11 apologize - 5:15 apparently - 4:15 assault - 6:16 Associates [2] 1:23, 8:19 audio - 8:8 authority [2] 3:7, 5:18 authorization - 5:8 Avenue [2] 1:24,</p>	<p>8:19</p> <p><b>B</b></p> <p>BASALDUA - 1:6 best - 8:7 BIANCA - 1:3 bit - 4:14 Brady - 4:6 breastfeeding - 4:16 Briggs [5] 1:23, 1:23, 8:5, 8:17, 8:19 Briggscourtrepot - 1:25 Bye - 7:10</p> <p><b>C</b></p> <p>care - 5:1 Carole [3] 1:23, 8:5, 8:17 Case - 1:4 CCDEFENDANTS0002 - 1:15 CERTIFICATE - 8:1 certify [2] 8:5, 8:9 change [2] 5:21, 5:25 charge - 6:15 CLAYBORNE - 1:3 CLIFTON - 1:5 committed [2] 6:1, 6:13 conduct - 3:17 conversation - 2:1 CORKER - 1:5 correct - 8:7 counsel - 8:10 COURT - 1:1 Craig [3] 2:6, 5:12, 7:9 crime - 6:13 cured [2] 7:1, 7:3 custody [6] 5:18, 5:25, 6:4, 6:7, 6:12, 6:25</p> <p><b>D</b></p> <p>D.A.'s - 3:3 damn [2] 3:14, 4:15 DCS [7] 3:6, 3:10, 3:18, 5:17, 5:25, 6:3, 6:6 dealt - 6:20 Defendant - 1:7 DEMANDED - 1:5 disorderly [2] 3:17, 6:15 DISTRICT [2] 1:1,</p>	<p>1:1 draft [2] 3:9, 4:8</p> <p><b>E</b></p> <p>EASTERN - 1:1 emergency - 2:11 et [2] 1:3, 1:6 ex [2] 3:7, 4:13 except - 2:24</p> <p><b>F</b></p> <p>fight - 3:13 follows - 2:3 fool - 6:14 foregoing - 8:6 Frank [2] 2:5, 3:24</p> <p><b>G</b></p> <p>gave - 6:24 Georgia - 4:21 gets - 5:6 grandma - 4:23 Greg [3] 5:3, 5:17, 6:22</p> <p><b>H</b></p> <p>hadn't [2] 5:21, 6:5 hang - 2:13 he's [2] 2:22, 6:24 held - 2:1 hereby - 8:5 hereto - 8:10 hereunto - 8:11 hey [5] 2:5, 2:7, 3:4, 5:6, 5:14 hold [2] 2:19, 5:16 hopefully - 4:8 hours - 3:10</p> <p><b>I</b></p> <p>immunity - 3:22 inaudible [7] 2:20, 2:22, 3:3, 3:5, 3:7, 3:22, 4:22 including - 8:6 interest - 8:10 intervene - 5:22 involved - 6:4 involving - 5:17</p> <p><b>J</b></p> <p>James [2] 5:16, 5:16</p>	<p><b>JOHNSON [9]</b> 5:14, 5:23, 6:10, 6:12, 6:17, 6:22, 7:1, 7:5, 7:8 judge [22] 1:5, 3:24, 3:25, 4:2, 4:4, 4:7, 4:12, 4:17, 4:20, 4:23, 5:2, 5:4, 5:8, 5:14, 5:23, 6:10, 6:12, 6:17, 6:22, 7:1, 7:5, 7:8 Judge's - 2:4 judicial - 3:22 JURY - 1:5</p> <p><b>K</b></p> <p>kid - 5:18 kids [4] 3:19, 4:19, 6:4, 6:7 kin - 8:9 knows - 2:22</p> <p><b>L</b></p> <p>law [2] 5:22, 5:25 lawsuit [3] 3:14, 3:21, 3:21 lawyer - 3:3 LCR - 1:23 LICENSE - 8:18</p> <p><b>M</b></p> <p>making - 6:18 meeting [2] 2:7, 2:8 Memphis - 4:24 middle - 3:14 midst - 5:15 momma [3] 3:12, 6:4, 6:13</p> <p><b>N</b></p> <p>Nashville [2] 1:24, 8:20 neither - 8:9 nor - 8:10 North [2] 1:24, 8:19</p> <p><b>O</b></p> <p>Obviously - 6:1 October - 8:12 office [2] 2:4, 3:3 order [9] 3:9, 3:23, 4:1, 4:8, 5:5, 5:19, 6:8, 6:9, 6:25 ordered - 4:13 Original - 5:13</p>	<p>outstanding - 3:2</p> <p><b>P</b></p> <p>Pages - 8:6 parte [2] 3:7, 4:13 party - 8:10 peace - 5:20 Perry [11] 3:25, 4:2, 4:4, 4:7, 4:12, 4:17, 4:20, 4:23, 5:2, 5:4, 5:17 physical - 6:5 placed - 2:19 Plaintiff - 1:4 play - 6:2 practice [4] 2:22, 2:24, 2:25, 6:20 Prepared - 1:22 private [4] 2:22, 2:24, 2:25, 6:19 problem [2] 3:12, 4:21</p> <p><b>Q</b></p> <p>quick - 2:11</p> <p><b>R</b></p> <p>record - 5:10 recording [5] 1:14, 2:2, 5:11, 7:11, 8:8 REPORTER - 8:18 rest - 2:23 resumed - 5:13 role - 6:2 RUBEN - 1:6</p> <p><b>S</b></p> <p>seconds - 2:15 See-ya [2] 5:3, 5:4 seems - 4:21 she's - 6:13 SHORTHAND - 8:18 sides - 6:20 smoking - 4:16 Sounds - 5:2 speak - 6:21 SPEAKER [8] 2:20, 3:1, 3:4, 3:6, 3:16, 3:20, 4:10, 5:9 stand - 5:20 starts - 6:14 STATES - 1:1 Suite [2] 1:24, 8:20</p>	<p><b>T</b></p> <p>takes - 5:25 taking [3] 4:18, 5:17, 6:3 Telephone [2] 1:14, 2:2 Tennessee [4] 1:1, 1:24, 8:18, 8:20 thank [6] 2:17, 4:3, 4:6, 7:6, 7:6, 7:10 Thanks [2] 5:3, 7:9 there's [2] 3:14, 5:24 they're [2] 3:8, 4:18 they've - 4:23 THP - 6:4 transcribe - 2:2 TRANSCRIPT - 1:14 transcription - 8:7 true - 8:6 typically - 5:19</p> <p><b>U</b></p> <p>Uh-huh - 2:18 UNIDENTIFIED [8] 2:20, 3:1, 3:4, 3:6, 3:16, 3:20, 4:10, 5:9 UNITED - 1:1</p> <p><b>V</b></p> <p>verbal [5] 3:23, 4:1, 5:5, 5:7, 6:25 Vonder [2] 2:24, 2:24</p> <p><b>W</b></p> <p>wait - 2:8 wanted [2] 5:20, 6:21 WATKINS [29] 2:5, 2:10, 2:14, 2:17, 2:21, 3:2, 3:5, 3:12, 3:18, 3:23, 4:1, 4:3, 4:5, 4:14, 4:18, 4:21, 4:25, 5:3, 5:5, 5:11, 5:15, 6:3, 6:11, 6:14, 6:18, 6:24, 7:3, 7:6, 7:9 We'll - 4:25 we've - 5:12</p>
---	--	---	---	---	--

**weed** [2] 4:15,  
4:16  
**whatever** [2]  
6:16, 6:16  
**WHEREOF** - 8:11  
**WINCHESTER** -  
1:2  
**WITNESS** - 8:11  
**won't** [3] 3:20,  
3:21, 4:4  
**wouldn't** [2] 5:23,  
5:24

---

**Y**

---

**y'all** [2] 6:1, 6:12  
**yeah** [16] 2:13,  
3:2, 4:7, 4:17,  
4:20, 4:20, 5:9,  
5:11, 5:23, 6:10,  
6:14, 6:15, 6:18,  
6:22, 7:3, 7:4